

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY

POLICE NO. :	19-003125
PROSECUTOR NO. :	095455511
OCN:	CW006116

STATE OF MISSOURI,

PLAINTIFF,)

VS.

EBE J. NELSON

8508 Kentucky Avenue

Raytown, MO 64138

DOB: 11/11/1989

Race/Sex: B/M

DEFENDANT.)

COMPLAINT
WARRANT REQUESTED

Count I. Murder 1st Degree (565.020-001Y19840901.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.020, RSMo, committed the **class A felony of murder in the first degree** punishable upon conviction under Section 565.020, RSMo, in that on or about on or about October 13, 2019, in the County of Jackson, State of Missouri, the defendant after deliberation, knowingly caused the death of Frankie S. Gilmore by shooting him.

The range of punishment for a Murder in the First degree is death or imprisonment in the custody of the Missouri Department of Corrections for life without eligibility of probation or parole, or release except by act of the governor. A person found guilty of murder in the first degree who was under the age of eighteen at the time of the commission of the offense shall be sentenced to a term of life without eligibility for probation or parole as provided in section 565.034, life imprisonment with eligibility for parole, or not less than thirty years and not to exceed forty years imprisonment.

Count II. Armed Criminal Action (571.015-001Y19755299.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section

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571.015.1, RSMo, in that on or about October 13, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in first degree charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of murder in first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a third offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of ten (10) calendar years. Any punishment imposed pursuant to section 571.015 RSMo. shall be in addition to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon.

The facts that form the basis for this information and belief are contained in the attached statement(s) of facts, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.

JEAN PETERS BAKER

Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Jeremy J. Baldwin

Jeremy J. Baldwin (#62734)
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WITNESSES:

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- [illegible]

Probable Cause Statement Form

Date: 10/14/19

Report: 19-3125

I, Detective L. Jackson, knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

I have probable cause to believe that on 10-13/19 at 8817 85th Street, Raytown, Jackson County, Missouri, 64138, Ebe Nelson, a black male born 11/11/89, [REDACTED], committed one or more criminal offense(s).

The facts supporting this belief are as follows:

On 10-13-2019 at approximately 1313 hours, Sgt. Greer and Officer Hernandez responded to 8817 E. 85th Street, Raytown, MO, 64138 in regard to a homicide. Upon arrival, Officer Greer and Officer Hernandez located an unresponsive black male later identified as, Frankie Gilmore laying on his side in the front yard of the residence. Mr. Gilmore had multiple gunshot wounds to various parts of his body and was without a pulse and deceased. The residents/witnesses of the house later identified as [REDACTED], [REDACTED], and [REDACTED] advised that the suspect, who was identified as Ebe Nelson, had fled the scene and barricaded himself in his home located at 8508 Kentucky Ave. Raytown. Officers responded to 8508 Kentucky and confirmed that Mr. Nelson had barricaded himself inside and was armed with a firearm. The Raytown Swat and Negotiations Units were dispatched to Mr. Nelson's residence; where Mr. Nelson later surrendered without incident.

I contacted [REDACTED], [REDACTED] n, and [REDACTED] at their residence. [REDACTED] advised that while lying down in her bedroom she heard Mr. Gilmore and her son Ebe Nelson engage in an verbal argument over the family's dog while in the resident's back yard. Ms. Nelson reported that Mr. Nelson had a previous history of mistreating and improperly caring for the dog. She also advised that Mr. Nelson had a history of causing trouble, having angry outbursts, and damaging (breaking) various items inside their home whenever he entered. She advised that she had forbid Mr. Nelson from coming to her home due to his negative behaviors.

Ms. Nelson reported that due to Mr. Nelson's angry and aggressive behaviors, Mr. Gilmore armed himself with a wooden baseball bat and repeatedly told Mr. Nelson that he wasn't taking the family's dog away from the home, and had needed to leave the residence. [REDACTED] reported Mr. Nelson left her back yard and walked away from her residence. She advised Mr. Gilmore told her Mr. Nelson had threatened to return with his gun and inquired about Mr. Nelson having access to firearms. [REDACTED] reported she told Mr. Gilmore that she did not believe Mr. Nelson had any weapons but wasn't sure. Mr. Gilmore told her that he was going to take the family dog away from her residence in an attempt to dissuade Mr. Nelson from returning. [REDACTED] reported she agreed and allowed Mr. Gilmore to proceed with taking the family's dog away from the residence. [REDACTED] reported that while inside her residence and within

minutes of concluding her conversation with Mr. Gilmore, she heard and saw Mr. Gilmore forcefully knocking on her residence's front glass window, while holding their family dog. She advised Mr. Gilmore yelled for her to call the police and told her that Mr. Nelson had returned with a gun. Ms. Nelson reported she then heard and saw Mr. Nelson shoot at Mr. Gilmore; striking him in the leg and grazing his face. [REDACTED] she plead (from the residence's front door) for Mr. Nelson to stop shooting at Mr. Gilmore and to leave her residence. [REDACTED] reported she administered first aid to Mr. Gilmore. [REDACTED] reported while administering first aid to Mr. Gilmore she observed Mr. Nelson walking away from her residence and towards Mr. Gilmore's truck that was parked along the roadway's east facing shoulder. She advised Mr. Nelson rummaged through Mr. Gilmore's truck, manipulate his rifle "m16 style" firearm, advanced forward towards Mr. Gilmore and shoot him multiple times at blank range. [REDACTED] reported, Mr. Nelson fled on foot (east direction) away from her residence while carrying his rifle.

[REDACTED] and [REDACTED] concurred with [REDACTED] account of the shooting incident. [REDACTED] and [REDACTED] reported that they observed Mr. Nelson initially leave the resident, later returned with a firearm, and shoot Mr. Gilmore multiple time while he layed on the residence's front yard.

A neighborhood area canvass for witnesses was conducted resulting in several neighbors ([REDACTED], [REDACTED]) witnessing, and filming Mr. Nelson shooting Mr. Gilmore multiple times, advancing towards Mr. Gilmore while he laid on the residence's front yard after being shot, and shoot Mr. Gilmore multiple times at point blank range.

A search warrant executed at Mr. Nelson's residence where a .22 caliber rifle was found and recovered.

Mr. Nelson invoked his constitutional right to remain silent and declined to be interviewed.

Name: Larry Jackson

Signature: /s/ Larry Jackson